

SEP 01 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): David H. Davies; David Blankenbeckler; Michael Braitberg
Assignee: DPHI Acquisitions, Inc.
Title: First-Side Dual-Layer Optical Storage Disk and Method of Manufacturing The Same
Serial No.: 09/764,042 Filing Date: January 16, 2001
Examiner: Martin J. Angebranndt Group Art Unit: 1756
Docket No.: M-9998 US Confirmation No.: 5686

Irvine, California
September 1, 2004Via Facsimile to (703) 872-9306

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CLAIM OF SMALL ENTITY STATUS

Dear Sir:

Applicants hereby claim the benefit of small entity status for the above-identified patent application.

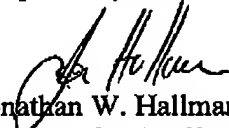
If there are any questions regarding any aspect of the application, please contact the undersigned at (949) 752-7040.

Certification of Facsimile Transmission

I hereby certify that this paper is being facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.


Jonathan HallmanSeptember 1, 2004
Date of Signature

Respectfully submitted,


Jonathan W. Hallman
Attorney for Applicant
Reg. No. 42,622

LAW OFFICES OF
MACPHERSON, KWOK CHEN
& HEID LLP
2402 MICHELSON DRIVE
SUITE 210
IRVINE, CA 92613
(949) 752-7040
FAX (949) 752-7049